

BEFORE
THE PUBLIC SERVICE COMMISSION OF
SOUTH CAROLINA
DOCKET NO. 2004-266-T - ORDER NO. 2007-359
MAY 18, 2007

IN RE: Application of Kenneth M. Ellis d/b/a A & T)
 Specialty Movers for a Class E (Household)
 Goods) Certificate of Public Convenience and)
 Necessity.)

ORDER REVOKING
CERTIFICATE

This matter comes before the Public Service Commission of South Carolina (“the Commission”) by way of the Petition For Rule to Show Cause of the Office of Regulatory Staff (“ORS”) to revoke the Certificate of Public Convenience and Necessity of Kenneth M. Ellis, d/b/a A & T Specialty Movers (“the Carrier”) for the failure to maintain and file evidence of insurance. ORS's Petition was filed with the Commission on March 8, 2007. As set forth in S.C. Code Ann. §58-23-910 (Supp. 2006) and 26 S.C. Code Regs 103-174 (Supp. 2006), the Commission requires motor carriers certificated in the State of South Carolina to procure and file with the Commission proper proof of insurance and that insurance must be kept in full force and effect. The “failure to do so is cause for the revocation of the certificate.” S.C. Code Ann. §58-23-910 (Supp. 2006).

The Commission issued a Notice of Hearing setting this matter for hearing on May 1, 2007, at 2:30 p.m. A formal hearing regarding this matter was held at the Commission offices. ORS was represented by C. Lessie Hammonds, Esquire. Mr.

George Parker, ORS Manager of the Transportation Department, testified for the ORS. The Carrier failed to appear.

At the hearing, Mr. Parker presented testimony that the Carrier certificated by the Commission to provide motor carrier services has failed to file or maintain evidence of insurance as identified in the Form K of ORS's Motion for Immediate Suspension filed on December 7, 2006, and as required by S.C. Code Ann. §58-23-910 (Supp. 2006).

The Commission finds that the Certificate of Public Convenience and Necessity held by Kenneth M. Ellis d/b/a A & T Specialty Movers should be revoked and cancelled for the failure to comply with the Commission's Rules and Regulations and/or the South Carolina Vehicle Carrier Law that require the Carrier to file proof of cargo insurance.

IT IS THEREFORE ORDERED, ADJUDGED, AND DECREED:

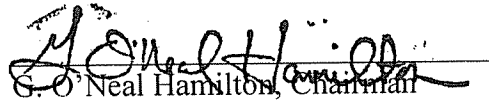
1. That the Certificate of Public Convenience and Necessity held by the Carrier is hereby revoked and cancelled.
2. That all operating rights authorized under the Certificate held by the Carrier cancelled by this Order are null and void.

MAY 18, 2007

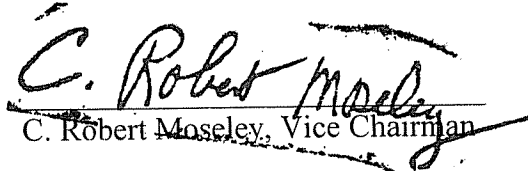
PAGE 3

3. That this Order shall remain in full force and effect until further Order of the Commission.

BY ORDER OF THE COMMISSION:


G. O'Neal Hamilton, Chairman

ATTEST:


C. Robert Moseley, Vice Chairman

(SEAL)